

INTELLIGENCE

Committee recessed subject to the call.

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 30 public bills, H.R. 1277–1306; and 5 resolutions, H.J. Res. 53; H. Con. Res. 32; and H. Res. 193, 195–196 were introduced. **Pages H2213–15**

Additional Cosponsors: **Pages H2215–16**

Reports Filed: Reports were filed today as follows:

H. Con. Res. 13, reaffirming “In God We Trust” as the official motto of the United States and supporting and encouraging the public display of the national motto in all public buildings, public schools, and other government institutions (H. Rept. 112–47);

Report on Oversight Plans for All House Committees (H. Rept. 112–48); and

H. Res. 194, providing for consideration of the bill (H.R. 1255) to prevent a shutdown of the government of the United States, and for other purposes (H. Rept. 112–49). **Page H2213**

Speaker: Read a letter from the Speaker wherein he appointed Representative Foxx to act as Speaker pro tempore for today. **Page H2111**

Recess: The House recessed at 10:45 a.m. and reconvened at 12 noon. **Page H2116**

Chaplain: The prayer was offered by the guest chaplain, Reverend Dr. Charles Jackson, Sr., Brookland Baptist Church, West Columbia, South Carolina. **Page H2116**

Investigative Subcommittees of the Committee on Ethics: The Chair announced that the Speaker named the following Members of the House of Representatives to be available to serve on investigative subcommittees of the Committee on Ethics for the 112th Congress: Representatives Bishop (UT), Blackburn, Crenshaw, Latham, Simpson, Walden, Olson, Latta, Griffin (AR), and Grimm. **Page H2119**

Point of Personal Privilege: Representative Kucinich rose to a point of personal privilege and was recognized. **Pages H2119–22**

Suspension—Proceedings Resumed: The House agreed to suspend the rules and pass the following measure which was debated yesterday, March 30th:

Reducing Regulatory Burdens Act of 2011: H.R. 872, amended, to amend the Federal Insecticide, Fungicide, and Rodenticide Act and the Federal Water Pollution Control Act to clarify Congressional intent regarding the regulation of the use of pesticides in or near navigable waters, by a 2/3 yeas-and-nays vote of 292 yeas to 130 nays, Roll No. 206. **Pages H2129–30**

FAA Reauthorization and Reform Act of 2011: The House began consideration of H.R. 658, to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2011 through 2014, to streamline programs, create efficiencies, reduce waste, and improve aviation safety and capacity, and to provide stable funding for the national aviation system. Consideration is expected to resume tomorrow, April 1st. **Pages H2122–29, H2130–H2212**

Pursuant to the rule, an amendment in the nature of a substitute consisting of the text of the Rules Committee Print dated March 22, 2011, shall be considered as an original bill for the purpose of amendment under the five-minute rule, in lieu of the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill. **Page H2141**

Agreed to:

Pierluisi amendment (No. 3 printed in H. Rept. 112–46) that ensures that airports in Puerto Rico are apportioned amounts under the Airport Improvement Program (AIP), while also remaining eligible for discretionary grants under the Program; **Pages H2176–77**

Hirono amendment (No. 4 printed in H. Rept. 112–46) that exempts Hawaii’s large- and medium-hub airports from collecting PFCs from interisland travelers due to the unique everyday travel circumstances the island state presents. Changes the formula under which Hawaii’s annual Federal apportionments are reduced when the State’s large and

medium hub airports collect passenger facility charges from overseas travelers; **Pages H2177–80**

Neugebauer amendment (No. 5 printed in H. Rept. 112–46) that directs the Administrator of the Federal Aviation Administration to conduct a feasibility study on the development of an online public resource that would list the location and height of potential low-altitude aviation obstructions, such as guy-wire and free-standing towers. Gives the Administrator one year to conduct the study and report to Congress; **Pages H2180–81**

LoBiondo amendment (No. 6 printed in H. Rept. 112–46) that allows the FAA to assist in establishing a NextGen Research and Development Center of Excellence. The Center would leverage the FAA's existing centers of excellence program, a program that relies on several university consortia to address ongoing FAA research and development challenges.

The Center would provide educational, technical, and analytical assistance to the FAA and other agencies involved in the development of NextGen;

Page H2181

Miller (MI) amendment (No. 12 printed in H. Rept. 112–46) that directs the FAA to work with various Federal agencies to integrate Unmanned Aerial Systems into the National Airspace System more expeditiously; **Page H2187**

Woodall amendment (No. 13 printed in H. Rept. 112–46) that prohibits implementation by the FAA of a new rule interpretation relating to 14 CFR 135, sections 263 and 267(d) so far as it relates to air ambulances and air cargo charter pilot rest requirements. Sets the interpretation of those sections at the state they were on January 1, 2011; **Pages H2187–88**

Mica manager's amendment (No. 1 printed in H. Rept. 112–46) that makes technical corrections to provisions in the underlying bill (by a recorded vote of 251 ayes to 168 noes, Roll No. 207);

Pages H2170–76, H2194

Graves (MO) amendment (No. 22 printed in H. Rept. 112–46) that provides relief for an air show in Cleveland, Ohio, from complying with certain airspace restrictions; **Pages H2203–04**

Waxman amendment (No. 23 printed in H. Rept. 112–46) that encourages the FAA to work with the City of Santa Monica to achieve safety improvements at Santa Monica Airport, a general aviation facility that has no runway safety areas; **Page H2204**

Moore amendment (No. 25 printed in H. Rept. 112–46) that requires the Transportation Department Inspector General to report to Congress on the number of new small business concerns, including those owned by veterans and other disadvantaged groups, that participate in the projects carried out throughout the duration of the reauthorization. The

report would list the top 25 and bottom 25 large- and medium-hub airports using such small businesses, assess the reasons why airports have been successful in using such small businesses and make recommendations to the FAA and Congress on how those successes can be replicated; **Pages H2205–06**

Graves (MO) amendment (No. 26 printed in H. Rept. 112–46) that prohibits the Federal Aviation Administration (FAA) from destroying vintage aircraft type certificate data and requires such data to be made available to the public, for non-commercial purposes, upon a Freedom of Information Act request; **Pages H2206–07**

Matheson amendment (No. 30 printed in H. Rept. 112–46) that allows the Transportation Department to release any terms, conditions, reservations, or restrictions on deeds which the United States conveyed to an airport, city, county property for airport purposes, as long as the release results in furthering other airport purposes; and **Pages H2209–10**

Schiff amendment (No. 31 printed in H. Rept. 112–46) that includes sense of Congress language that the operator of Los Angeles International Airport (LAX) should consult with representatives of the community surrounding LAX regarding airport operations and expansion plans. **Page H2210**

Rejected:

Richardson amendment (No. 16 printed in H. Rept. 112–46) that sought to require air carriers to provide an option for passengers to receive a notification via electronic service if there are any changes to the status of their flight; **Pages H2189–90**

Garrett amendment (No. 7 printed in H. Rept. 112–46) that sought to require the FAA to study alternatives to the New York/New Jersey/Philadelphia airspace redesign to reduce delays at the 4 airports included in the redesign. Would also prohibit the FAA from continuing with the implementation of the airspace redesign until the study is submitted to Congress (by a recorded vote of 120 ayes to 303 noes, Roll No. 208); **Pages H2181–83, H2194–95**

DeFazio amendment (No. 9 printed in H. Rept. 112–46) that sought to require mechanics at contract repair stations certificated by the Federal Aviation Administration in the U.S. and in foreign countries to undergo the same criminal background checks required for mechanics and other aviation employees at U.S. airports (by a recorded vote of 161 ayes to 263 noes, Roll No. 209);

Pages H2183, H2195–96

Hirono amendment (No. 10 printed in H. Rept. 112–46) that sought to establish an Aviation Rule-making Committee (ARC) to study and provide regulatory recommendations to the Federal Aviation Administrator to ensure that all certified aircraft is properly equipped with technology that maintains

pilot visibility when dense, continuous smoke is present in the cockpit. The ARC would be directed to complete its work in one year and provide its recommendations to the Administrator who must inform Congress of the recommendations and outline what actions the agency will take on the basis of those recommendations (by a recorded vote of 174 ayes to 241 noes, Roll No. 210);

Pages H2184–85, H2196

Capuano amendment (No. 17 printed in H. Rept. 112–46) that sought to require greater disclosure of a passenger's baggage fees when a fare is quoted to an airline passenger and require refunds for baggage that is lost, damaged, or delayed. The Secretary of Transportation would prescribe any requirements necessary to implement the baggage fee disclosures by ensuring that necessary information is shared between carriers and ticket agents that have an already existing agency appointment or contract (by a recorded vote of 187 ayes to 235 noes, Roll No. 211); and

Pages H2190–92, H2196–97

Gingrey amendment (No. 18 printed in H. Rept. 112–46) that sought to prohibit FAA employees from using official—taxpayer-sponsored—time for union activities during the official work day. It would not repeal the right of any FAA employee to collectively bargain or arbitrate (by a recorded vote of 195 ayes to 227 noes, Roll No. 212).

Pages H2192–94, H2197–98

Withdrawn:

Waters amendment (No. 2 printed in H. Rept. 112–46) that was offered and subsequently withdrawn that would have required airport operators, as a condition for receiving grants under the Airport Improvement Program, to consult with representatives of the community surrounding the airport regarding airport operations and their impact on the community;

Page H2176

Jackson Lee (TX) amendment (No. 11 printed in H. Rept. 112–46) that was offered and subsequently withdrawn that would have required a minimum of three on-duty air traffic controllers;

Pages H2185–87

Pierluisi amendment (No. 14 printed in H. Rept. 112–46) that was offered and subsequently withdrawn that would have authorized the Secretary of Transportation to continue the essential air service program in Puerto Rico following the sunset date of October 1, 2013. The bill authorizes continuation for Alaska and Hawaii;

Page H2188

Schweikert amendment (No. 15 printed in H. Rept. 112–46) that was offered and subsequently withdrawn that would have allowed airlines currently operating out of DCA to convert flights to and from large hub airports located within the DCA perimeter to any airport outside of the DCA perimeter;

Pages H2188–89

Graves (MO) amendment (No. 19 printed in H. Rept. 112–46) that was offered and subsequently withdrawn that would have clarified Congressional intent of 49 U.S.C. 40116(d)(2)(A)(iv) to prohibit taxes on businesses located at an airport when such revenue is not used for airport purposes; and

Pages H2198–99

Moore amendment (No. 32 printed in H. Rept. 112–46) that was offered and subsequently withdrawn that would have given the Federal Aviation Administration (FAA) the authority to conduct demonstration projects at five airports in support of “aerotropolis” zones that assist in better coordinating transportation around airports and funding of projects to reduce congestion, improve, and increase the flow of freight and passengers to and through the airport through multiple transportation modes.

Pages H2210–12

Proceedings Postponed:

Sessions amendment (No. 20 printed in H. Rept. 112–46) that seeks to prevent any funds from this act to be used to administer or enforce Davis Bacon;

Pages H2199–H2200

LaTourette amendment (No. 21 printed in H. Rept. 112–46) that seeks to strike section 903, which repeals a National Mediation Board (NMB) rule, finalized last year, which provides for union representation elections among airline and railroad workers covered by the Railway Labor Act;

Pages H2200–03

Shuster amendment (No. 24 printed in H. Rept. 112–46) that seeks to improve Federal Aviation Administration (FAA) rulemaking activities by requiring the Agency to recognize that the United States aviation industry is composed of a variety of different segments with different operating characteristics and requiring the FAA to tailor regulations to address the unique characteristics of each industry segment. The amendment also requires the FAA to conduct appropriate cost/benefit studies on all proposed regulations and only enact regulations upon a finding that the costs are justified by the benefits;

Pages H2204–05

Pearce amendment (No. 27 printed in H. Rept. 112–46) that seeks to authorize an equitable transfer of land and property, in the form of a road, between Dona Ana County in New Mexico and Verde Corporate Realty Services. Dona Ana County would continue to use the land for airport purposes; and

Pages H2207–08

Schiff amendment (No. 29 printed in H. Rept. 112–46) that seeks to allow airports that meet specific requirements—already had at least a partial curfew in effect before the 1990 Airport Noise and Control Act (ANCA)—to implement mandatory nighttime curfews. Would define a nighttime curfew

(10 p.m. to 7 a.m.), establish the process for implementing and administering the curfew and is not intended to open the door to any further exemptions from ANCA. **Pages H2208–09**

H. Res. 189, the rule providing for consideration of the bill, was agreed to by a yea-and-nay vote of 249 yeas to 171 nays, Roll No. 205, after the previous question was ordered without objection.

Pages H2122–29

Official Objectors for the 112th Congress: On behalf of the Majority and Minority leadership, the Chair announced the following official objectors for the Private Calendar for the 112th Congress: Representatives Smith (TX), Sensenbrenner, and Poe for the Majority and Representatives Serrano, Nadler, and Edwards for the Minority. **Page H2212**

Quorum Calls—Votes: Two yea-and-nay votes and six recorded votes developed during the proceedings of today and appear on pages H2129, H2129–30, H2194, H2195, H2195–96, H2196, H2197 and H2197–98. There were no quorum calls.

Adjournment: The House met at 10 a.m. and adjourned at 8:56 p.m.

Committee Meetings

DODD-FRANK—ENTITY AND PRODUCT CLASSIFICATION

Committee on Agriculture: Full Committee held a hearing on Defining the Market: Entity and Product Classifications Under Title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act. Testimony was heard from Gary Gensler, Chairman, Commodity Futures Trading Commission.

INTERIOR, ENVIRONMENT

Committee on Appropriations: Subcommittee on Interior, Environment, and Related Agencies held a hearing on Indian Health Service FY 2012 Budget Oversight Hearing. Testimony was heard from Yvette Robideaux, M.D., M.P.H., Director, Indian Health Service; and Randy Grinnell, Deputy Director, Indian Health Service.

DEFENSE

Committee on Appropriations: Subcommittee on Defense held a hearing on Air Force Fiscal Year 2012 Budget Review. Testimony was heard from Michael B. Donley, Secretary of the Air Force; and Gen. Norton A. Schwartz, Chief of Staff, Air Force.

ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development, and Related Agencies held a hearing on Department of Energy—Nuclear Energy and Nuclear Regulatory Commission FY 2012

Budget. Testimony was heard from Peter Lyons, Acting Assistant Secretary for Nuclear Energy; and Gregory Jaczko, Chairman, Nuclear Regulatory Commission.

FINANCIAL SERVICES AND GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Financial Services and General Government held a hearing on Consumer Product Safety Commission FY 2012 Budget. Testimony was heard from Inez Moore Tenenbaum, Chairman; and Anne Northrup, Commissioner, Consumer Product Safety Commission.

MILITARY CONSTRUCTION, VETERANS AFFAIRS

Committee on Appropriations: Subcommittee on Military Construction, Veterans Affairs, and Related Agencies held a hearing on European Command. Testimony was heard from ADM James G. Stravridis; and Rear Admiral William “Andy” Brown, Director of Logistics, U.S. European Command.

AGRICULTURE, RURAL DEVELOPMENT, FDA

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies held a hearing on USDA FY 2012 Budget Request. Testimony was heard from Dallas Tonsanger, USDA Undersecretary for Rural Development.

STATE, FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee on State, Foreign Operations and Related Agencies held a hearing on Fiscal Year 2012 Request for Global Health and HIV/AIDS Programs. Testimony was heard from Ambassador Eric Goosby, U.S. AIDS Coordinator; and Amie Batson, Deputy Assistant Administrator for Global Health at USAID.

ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development, and Related Agencies held a hearing on Department of Energy—Loan Guarantee Program and ARPA-E, FY 2012 Budget. Testimony was heard from Arun Majumdar, Director, ARPA-E; and Jonathan Silver, Director, Loan Guarantee Program.

HOMELAND SECURITY

Committee on Appropriations: Subcommittee on Homeland Security held a hearing on Department of Homeland Security, NPPD Budget—Cybersecurity and Infrastructure Protection Programs and Funding.